

By: Representatives Whittington, Coleman
(29th), Espy, Fleming, Henderson, Holloway,
Huddleston, Mayo, Middleton, Perkins,
Reynolds, Straughter, Thomas

To: Agriculture

HOUSE BILL NO. 927

1 AN ACT TO AMEND SECTION 75-55-9, MISSISSIPPI CODE OF 1972, TO
2 REMOVE THE REQUIREMENT THAT GASOLINE PUMPS CONTAINING ETHANOL OR
3 ALCOHOL BLENDED FUEL DISPLAY CERTAIN LABELS OR SIGNS; AND FOR
4 RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 75-55-9, Mississippi Code of 1972, is
7 amended as follows:

8 75-55-9. Any person selling at retail gasoline, * * * diesel
9 fuel or kerosene, as defined in this chapter, shall at all times
10 display signs as herein defined:

11 (a) All pumps and dispensing equipment for
12 gasoline, * * * diesel fuel or kerosene shall be marked
13 conspicuously to show the total price per gallon of
14 gasoline, * * * diesel fuel or kerosene offered for sale, in
15 figures of equal size and where fractional cents or figures are
16 used therein, the combined height and width of the numerator and
17 denominator shall be equal to the height and width of the other
18 figures used. Provided, however, that any sign provided by the
19 manufacturer of the retail pump or dispensing equipment which
20 shows the total price per gallon and is part of the computing
21 mechanism of such pumps and dispensing equipment shall be
22 considered as being in compliance with this subsection.

23 (b) All signs placed on the premises of any service
24 station and any highway, road, street or alley leading thereto
25 advertising the price per gallon of gasoline, * * * diesel fuel or
26 kerosene offered for sale, shall show the registered brand name
27 and total price in figures of equal size, and where fractional
28 figures are used therein, the width of the numerator and



29 denominator of the fraction shall be equal to one-third (1/3) of
30 the width of the other figures, but the combined height of the
31 numerator and denominator shall be the same as that of the other
32 figures. Where a decimal is used, then the fraction shall be at
33 least one-half (1/2) the height of the other figures used in the
34 sign, and the fraction shall be at least one-third (1/3) of the
35 width of the other figures used in the sign. All figures and
36 fractional figures shall be painted the same color as the other
37 figures used in the sign. The total price per gallon on signs
38 located on all premises of any service station and on highways,
39 roads, streets or alleys leading to the service station shall be
40 in agreement as to the total price per gallon shown on the retail
41 pump dispensing the same brand of gasoline, * * * diesel fuel or
42 kerosene as that being so advertised. All signs advertising the
43 price per gallon of gasoline, * * * diesel fuel or kerosene
44 offered for sale through self-service operated pumps at retail
45 service stations shall clearly indicate that the posted price per
46 gallon and brand is offered for sale through self-service pumps.

47 (c) Containers of gasoline below fifty (50) gallons
48 capacity, or any product flashing below one hundred (100) degrees
49 Fahrenheit, shall be painted red; provided that containers, not of
50 metal and of a capacity of one (1) gallon or less, may carry a red
51 label designating the product.

52 (d) All filler pipes for petroleum bulk storage tanks
53 and retail station storage tanks shall be identified by painting a
54 sign on the intake pipe cap or within six (6) inches thereof in
55 lettering not less than two (2) inches in height and not less than
56 one-fourth (1/4) inch in width the following: for premium
57 gasoline * * *, the letter "P"; for regular leaded grade
58 gasoline * * *, the letter "R"; for third grade gasoline, the
59 letters "3G"; for unleaded gasoline * * *, the letters "UG"; for
60 diesel fuel, the letter "D"; for kerosene, the letter "K"; for
61 lubricating oil, the letters "LO"; for tractor fuel, the letters



62 "TF"; the letter "S" for solvent; the letter "N" for naphtha; and
63 for any other petroleum product classified as an oil not
64 specifically specified in this subsection, the word "oil." In
65 addition to existing requirements, all filler pipes for bulk and
66 retail station tanks used for the storage of nonleaded gasoline
67 shall be further identified as follows: for nonleaded premium
68 gasoline, the letters "NLP"; and for nonleaded regular grade
69 gasoline, the letters "NLR". Such lettering shall be painted on
70 the intake pipe cap or within six (6) inches thereof, and shall be
71 not less than two (2) inches in height and not less than
72 one-fourth (1/4) inch in width. Nothing in this subsection shall
73 apply to bulk storage tanks located at marine or pipeline
74 terminals, nor bulk storage tanks used for the storage of
75 liquefied compressed gas, nor prohibit "color coding" in addition
76 to the lettering, where desired.

77 **SECTION 2.** This act shall take effect and be in force from
78 and after July 1, 2003.

